

SENATE BILL 1070

By Lundberg

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9, relative to litigation in which a public institution of higher education is a party.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following language as a new section:

(a) The attorney general and reporter and counsel for a public institution of higher education that is a party to pending litigation shall submit a written report on the litigation to the institution's governing board at the board's regular meetings while the litigation is pending and immediately after the conclusion of the litigation. The written report shall include the identities of the parties, a description of the nature and amount of the claims, and the status of the pending litigation.

(b) The written report on pending litigation shall be delivered to the members of the board at least seven (7) days prior to the regular meeting at which it will be discussed. If the damages claimed exceed five hundred thousand dollars (\$500,000), an oral report summarizing each item of litigation must be presented at the regular meeting. Each written report shall be contemporaneously distributed to the members of the judiciary and education committees of the senate, the education administration and planning committee of the house of representatives, and the civil justice committee of the house of representatives. When a written report is delivered to the board members, it must be posted on the institution's and the governing board's websites for public viewing.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it.